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Counsel to the Liquidating Trustee

IN THE UNITED STATES BANKRUPTCY COURT
FOR THE EASTERN DISTRICT OF VIRGINIA
RICHMOND DIVISION

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In re:	:	Chapter 11
	:	
CIRCUIT CITY STORES, INC., <u>et al.</u> ,	:	Case No. 08-35653 (KRH)
	:	
Debtors.	:	
-----	:	Jointly Administered
	x	

**ORDER SUSTAINING LIQUIDATING TRUST'S FORTY-SIXTH OMNIBUS
OBJECTION TO CLAIMS: REDUCTION OF CERTAIN PARTIALLY INVALID
CLAIMS OR DISALLOWANCE OF CERTAIN INVALID CLAIMS, AS
APPLICABLE (DPS PROJECT INCENTIVE PLAN)**

THIS MATTER having come before the Court¹ on the *Liquidating Trust's Forty-Sixth Omnibus Objection to Claims: Reduction of Certain Partially Invalid Claims or Disallowance of Certain Invalid Claims, as Applicable (DPS Project Incentive Plan)* (the

¹ Capitalized terms not otherwise defined herein shall have the meanings ascribed to them in the Objection.

“Objection”), which requested, among other things, that the claims specifically identified on Exhibit B attached to the Objection be reduced or disallowed, as applicable, for those reasons set forth in the Objection; and it appearing that due and proper notice and service of the Objection as set forth therein was good and sufficient and that no other further notice or service of the Objection need be given; and it further appearing that no response was timely filed or properly served by the Claimants being affected by this Order; and it appearing that the relief requested on the Objection is in the best interest of the Liquidating Trust, the Debtors’ estates and creditors and other parties-in-interest; and after due deliberation thereon, good and sufficient cause exists for the granting of the relief as set forth herein,

IT IS HEREBY ORDERED ADJUDGED AND DECREED THAT:

1. The Objection is SUSTAINED.
2. The Claims identified on Exhibit A as attached hereto and incorporated herein are forever reduced for all purposes in these bankruptcy cases in the manner stated in Exhibit A.
3. The Claim identified on Exhibit B as attached hereto and incorporated herein is forever disallowed in its entirety for all purposes in these bankruptcy cases.
4. The Liquidating Trust’s rights to object to any claim including (without limitation) the Claims subject to the Objection, on any grounds that applicable law permits, are not waived and are expressly reserved.
5. The Liquidating Trust shall serve a copy of this Order on the claimants included on the exhibits to this Order on or before five (5) business days from the entry of this Order.
6. This Court shall retain jurisdiction to hear and determine all matters

arising from or relating to this Order.

Dated: Richmond, Virginia
_____, 2012

HONORABLE KEVIN R. HUENNEKENS
UNITED STATES BANKRUPTCY JUDGE

WE ASK FOR THIS:

TAVENNER & BERAN, PLC

/s/ Lynn L. Tavenner

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*Counsel to the Circuit City Stores, Inc.
Liquidating Trust*

CERTIFICATION OF ENDORSEMENT UNDER LOCAL RULE 9022-1(C)

Pursuant to Local Bankruptcy Rule 9022-1(C), I hereby certify that the foregoing proposed order has been endorsed by or served upon all necessary parties.

/s/ Lynn L. Tavenner

Lynn L. Tavenner

**EXHIBIT A
REDUCED CLAIMS**

In re Circuit City Stores, Inc, et al.
Case No. 08-35653 (KRH)

Date Filed	Claim Number	Name & Address	Docketed Claim Amount	Docketed Claim Class	Debtor(s)	Proposed Claim Amount	Comments
1/26/2009	5382	Wenlei Shi 3824 Danewood Dr. Henrico, VA 23233	\$ 4,475.63	U	Circuit City Stores, Inc.	\$ 2,237.82	The claimant terminated employment on 3/21/09. Thus, the claim is being reduced to the tranche that vested on 2/1/09, the only vesting date prior to termination.
1/30/2009	8997	Threatt, Melissa A. 6117 Almond Creek Lane Richmond, VA 23231-4832	\$ 6,500.00	U	Circuit City Stores, Inc.	\$ 3,261.96	The claimant terminated employment on 3/21/09. Thus, the claim is being reduced to the tranche that vested on 2/1/09, the only vesting date prior to termination.
1/30/2009	9285	Bhalle, Srinath K 5031 Willows Green Rd. Glen Allen, VA 23059	\$ 3,750.00	U	Circuit City Stores, Inc.	\$ 3,731.00	The claimant terminated employment on 3/21/09. Thus, the claim is being reduced to the tranche that vested on 2/1/09, the only vesting date prior to termination.

EXHIBIT B
DISALLOWED CLAIMS

In re Circuit City Stores, Inc, et al.
Case No. 08-35653 (KRH)

Date Filed	Claim Number	Name & Address	Docketed Claim Amount	Docketed Claim Class	Debtor(s)	Proposed Claim Amount	Comments
1/21/2009	4239	Chester, Walter 8200 Babblers Lane Richmond, VA 23235	\$ 1,317.43	U	Circuit City Stores, Inc.	\$0.00	The claimant already received the full amount due under this bonus program on a priority basis. There are no additional amounts due.